

1-1 By: Harris S.B. No. 416
1-2 (In the Senate - Filed February 10, 2003; February 17, 2003,
1-3 read first time and referred to Committee on Business and Commerce;
1-4 March 3, 2003, reported favorably by the following vote: Yeas 9,
1-5 Nays 0; March 3, 2003, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to the regulation of boilers.

1-9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-10 SECTION 1. Subsection (b), Section 755.011, Health and
1-11 Safety Code, is amended to read as follows:

1-12 (b) The board is composed of the following nine members
1-13 appointed by the commissioner:

1-14 (1) three members representing persons who own or use
1-15 boilers in this state;

1-16 (2) three members representing companies that insure
1-17 boilers in this state;

1-18 (3) one member representing boiler manufacturers or
1-19 installers;

1-20 (4) one member representing organizations that repair
1-21 or alter boilers [~~who is a mechanical engineer and a member of the~~
1-22 ~~faculty of a recognized college of engineering]~~ in this state; and

1-23 (5) one member representing a labor union.

1-24 SECTION 2. Subsections (a) and (c), Section 755.026, Health
1-25 and Safety Code, are amended to read as follows:

1-26 (a) With the approval of the commissioner and the inspection
1-27 agency that has jurisdiction for the power boiler, the interval
1-28 between internal inspections may be extended to a period not
1-29 exceeding a total of 60 [~~48~~] months. For [~~other~~] unfired steam
1-30 boilers or steam collection or liberation drums of process steam
1-31 generators, the inspection interval may be extended to the next
1-32 scheduled downtime of the boiler, but not exceeding a total of:

1-33 (1) 84 months for unfired steam boilers; or

1-34 (2) 120 months for steam collection or liberation
1-35 drums of process steam generators.

1-36 (c) In addition to an extension authorized under Subsection
1-37 (a), the [The] commissioner and the inspection agency may grant an
1-38 emergency [additional] extension for a period not exceeding 120
1-39 days to the inspection interval covered by the boiler's certificate
1-40 of operation on receipt of a request for extension stating that an
1-41 emergency exists. Before the extension may be granted, the
1-42 inspection agency must make an external inspection of the boiler,
1-43 and the conditions imposed under Subsection (b) must be met. The
1-44 commissioner and the inspection agency may not grant more than one
1-45 emergency extension under this subsection in an interval between
1-46 internal inspections.

1-47 SECTION 3. This Act takes effect September 1, 2003.

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